

IN RE: PETITION FOR RESIDENTIAL ZONING VARIANCE
 N/S Cider Mill Road, 128.31'+/-
 E of c/l Covered Road
 2110 Cider Mill Road
 9th Election District
 6th Councilmanic District
 Florence R. Kisięlewski, et al
 Petitioners

* BEFORE THE
 * ZONING COMMISSIONER
 * OF BALTIMORE COUNTY
 * Case No. 96-410-A
 *

* * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by Florence R. Kisięlewski and Joseph Ford for that property known as 2110 Cider Mill Road in the Perring Park subdivision of Baltimore County. The Petitioners/property owners herein seek a variance from Sections 301.1.A and 208.3 of the Baltimore County Zoning Regulations (BCZR) to permit a carport with a side yard setback of 1 ft. and the sum of both sides of 9 ft., in lieu of the required 8 ft. and 20 ft., respectively. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should, therefore, be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of

ORDER RECEIVED FOR FILING

Date

By

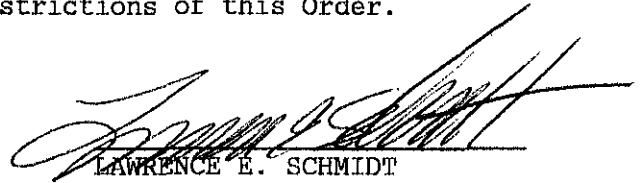
MICROFILMED

Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 24th day of May, 1996 that the Petition for a Zoning Variance from Sections 301.1.A and 208.3 of the Baltimore County Zoning Regulations (BCZR) to permit a carport with a side yard setback of 1 ft. and the sum of both sides of 9 ft., in lieu of the required 8 ft. and 20 ft., respectively, be and is hereby GRANTED, subject, however, to the following restrictions:

1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.
2. The carport shall remain open on the three exposed sides and shall not be enclosed at any time.
3. When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.


LAWRENCE E. SCHMIDT
Zoning Commissioner
for Baltimore County

LES:mmn

ORDER RECEIVED FOR FILING
Date 5/24/96
By [Signature]

Baltimore County Government
Zoning Commissioner
Office of Planning and Zoning



Suite 112 Courthouse
400 Washington Avenue
Towson, MD 21204

(410) 887-4386

May 23, 1996

Mrs. Florence R. Kisielewski
Mr. Joseph Ford
2110 Cider Mill Road
Parkville, Maryland 21234

RE: Petition for Administrative Variance
Case No. 96-410-A
Property: 2110 Cider Mill Road

Dear Mrs. Kisielewski and Mr. Ford:

Enclosed please find the decision rendered in the above captioned case. The Petition for Administrative Variance has been granted, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3353.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Lawrence E. Schmidt", is written over the typed name.

Lawrence E. Schmidt
Zoning Commissioner

LES:mmn
encl.

MICROFILMED



Sheet E3
D10



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 2110 CIDER MILL RD.

96-410-A

which is presently zoned OR 5.5

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s)

301.1A and 208.3 (1955)

To allow an open projection (carport) with a side yard setback of 1 ft. and sum of both sides of 9 ft. in lieu of the required 8 ft. and 20 ft., respectively.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) (SEE OTHER SIDE)

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.

Contract Purchaser/Lessee:

Legal Owner(s):

(Type or Print Name)

(Type or Print Name)

Signature

Signature

Address

(Type or Print Name)

City

State

Zipcode

Signature

Attorney for Petitioner:

(Type or Print Name)

Signature

Address

Phone No.

City

State

Zipcode

Address

Phone No.

City

State

Zipcode

Name, Address and phone number of representative to be contacted:

A Public Hearing having been requested and/or found to be required, it is ordered by the Zoning Commissioner of Baltimore County, this ___ day of ___, 19___ that the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations of Baltimore County, in two newspapers of general circulation throughout Baltimore County, and that the property be reposted.

Zoning Commissioner of Baltimore County

REVIEWED BY: R.T.

DATE: 4-23-96

ESTIMATED POSTING DATE: _____

Printed with Soybean Ink on Recycled Paper

ITEM #: 410

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Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at 2110 CIDER MILL RD.
address
PARKVILLE MD 21234
City State Zip Code

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)

- 1) THERE ARE SEVERAL OTHER CARPORTS IN NEIGHBORHOOD WITH 1'-2' SIDE SETBACKS
- 2) LOT IS LARGE BUT UNUSUALLY NARROW IN FRONT (65.5') MAKING STANDARD SIDE SETBACKS IMPOSSIBLE TO COMPLY WITH.
- 3) NEIGHBORING HOUSE IS 50' FROM PROPOSED CARPORT & PROPERTY LINE; THEREFORE, THE CARPORT WILL NOT LOOK TOO CLOSE TO NEIGHBOR'S HOUSE.
- 4) HOUSE HAS SIDE ENTRANCE LEADING TO PROPOSED CARPORT WHICH WOULD SHIELD 74 YEAR OLD MOTHER ENTERING CAR IN BAD WEATHER.
- 5) PROPOSED CARPORT WILL BLEND WITH EXISTING HOUSE INCLUDING BRICK COLUMNS, AND MATCHING ROOF SHINGLES AND SIDING.

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information.

✓ Florence R. Kisielewski
(signature)
FLORENCE R. KISIELEWSKI
(type or print name)



Joseph Ford
(signature)
Joseph Ford
(type or print name)

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this 19th day of April, 1996, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared

Florence R. Kisielewski

the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiant(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.

AS WITNESS my hand and Notarial Seal.

4-19-96
date

Joseph Ford
NOTARY PUBLIC

My Commission Expires:

scribed and sworn to me, in my presence
this 19th day of April, 1996, a
Notary Public in and for Baltimore
County, State of Maryland.

Joseph Ford 7-1-99

Three copies of the zoning description of your property are required. This is a sample to help you with the description - DO NOT USE THIS FORM FOR "FILL-IN THE BLANK". Type or print the description on 8-1/2" x 11" paper. COPIES OF DEEDS CANNOT BE USED FOR THE DESCRIPTION. The zoning description must be in the following form:

96-410-A

ZONING DESCRIPTION FOR 211 CIDER MILL RD.
(address)

Beginning at a point on the NORTH side of
(north, south, east or west)

CIDER MILL RD which is 60'
name of street on which property fronts (number of feet of right-of-way width)

wide at the distance of 128.30 ± EAST of the
(number of feet) (north, south, east or west)

centerline of the nearest improved intersecting street COVERED RD
(name of street)

which is 50' wide. *Being Lot # 6
(number of feet of right-of-way width)

Block P, Section # 2 in the subdivision of PERRING PARK
(name of subdivision)

as recorded in Baltimore County Plat Book # WR 28, Folio # 19.

containing 0.423 Ac. Also known as PERRING PARK
(square feet or acres) (property address)

and located in the 9 Election District, 6 Councilmanic District.

*If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed Liber __, Folio __" and include the measurements and directions (metes and bounds only) here and on the plat in the correct location.

Typical metes and bounds: N.87° 12' 13" E. 321.1 ft., S.18° 27' 03" E.87.2 ft., S.62° 19' 00" W. 318 ft., and N.08° 15' 22" W. 80 ft. to the place of beginning.

ITEM #10

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY 96-410-A
Towson, Maryland

District 9th Variance Date of Posting 5/6/96

Posted for: Florence Kisseloush & Joseph Forn

Petitioner: 2110 Cedar Mill Rd. NLS

Location of property: 2110 Cedar Mill Rd. NLS

Location of Signer: 2110 Cedar Mill Rd. NLS

Remarks: 2110 Cedar Mill Rd. NLS

Posted by: Michael Date of return: 5/19/96

Number of Signs: 1 **MICROFILMED**

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

No. 07-100

ITEM # 410

(R)

DATE 11-23-96 ACCOUNT R-001-6150

010 - VARIANCE = \$50.00

050 - SIGN = \$35.00 AMOUNT \$ 85.00

RECEIVED FROM: J. FORD 96-410-A

ADMIN. VAR.
MICROFILMED

15 OCT 1997

RECEIVED

11/23/96

DISTRIBUTION
WHITE - CASHIER

PINK - AGENCY

YELLOW - CUSTOMER

VALIDATION OR SIGNATURE OF CASHIER

PARKVILLE MD - 21234

PHONE NUMBER:

882-2170

MICROFILMED



Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

- 1) Posting fees will be assessed and paid to this office at the time of filing.
- 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR

For newspaper advertising:

Item No.: 410 Petitioner: Joseph FORD

Location: _____

PLEASE FORWARD ADVERTISING BILL TO:

NAME: JOSEPH FORD

ADDRESS: 2110 Cider mill rd.
PARKVILLE MD - 21234

PHONE NUMBER: 882-2170

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Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

May 1, 1996

NOTICE OF CASE NUMBER ASSIGNMENT

Re: CASE NUMBER: 96-410-A (Item 410)
2110 Cider Mill Road
N/S Cider Mill Road, 128.31'+/- E of c/l Covered Road
9th Election District - 6th Councilmanic
Legal Owner: Florence R. Kisielewski and Joseph Ford

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

- 1) Your property will be posted on or before May 5, 1995. The closing date (May 20, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.
- 2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).
- 3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

A handwritten signature in cursive script, reading "Arnold Jablon".

Arnold Jablon
Director

cc: Florence R. Kisielewski and Joseph Ford





Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

May 15, 1996

Florence R. Kisielewski & Joseph Ford
2110 Cider Mill Road
Parkville, MD 21234

RE: Item No.: 410
Case No.: 96-410-A
Petitioner: Florence Kisielewski

Dear Mrs. Kisielewski:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on May 1, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Joyce Watson in the zoning office (887-3391).

Sincerely,

A handwritten signature in dark ink, reading "W. Carl Richards, Jr.", is written over a printed name and title.

W. Carl Richards, Jr.
Zoning Supervisor

WCR/jw
Attachment(s)

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Maryland Department of Transportation
State Highway Administration

David L. Winstead
Secretary
Hal Kassoff
Administrator

5-1-96

Ms. Joyce Watson
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County
Item No. 410 (RT)



Dear Ms. Watson:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Small at 410-545-5581 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,



Ronald Burns, Chief
Engineering Access Permits
Division

BS/es

My telephone number is _____

Maryland Relay Service for Impaired Hearing or Speech
1-800-735-2258 Statewide Toll Free

Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717
Street Address: 707 North Calvert Street • Baltimore, Maryland 21202

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(10)

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Permits and Development
Management

DATE: May 2, 1996

FROM: Pat Keller, Director
Office of Planning

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s):

Item Nos. (410-416 and 418-420 and 421) *gw-L*

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3495.

Prepared by: *Jeffrey W. Long*

Division Chief: *Gay L. Kerns*

PK/JL

Baltimore County Government
Fire Department



700 East Joppa Road
Towson, MD 21286-5500

Office of the Fire Marshal
(410) 887-4880

DATE: 04/16/96

Arnold Jablon
Director
Zoning Administration and
Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF MAY 06, 1996.

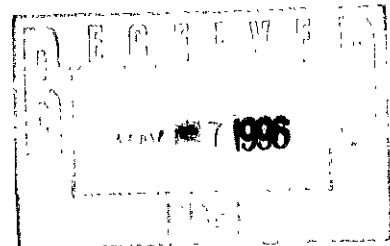
Item No.: SEE BELOW

Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time,
IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 410, 411, 413, 414, 415, 416,
417, 418, 419, 420, 421 AND 422.



REVIEWER: LT. ROBERT P. SAUERWALD
Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File

MICROFILMED



BALTIMORE COUNTY, MARYLAND
DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT
INTER-OFFICE CORRESPONDENCE

TO: PDM

DATE: 5-15-96

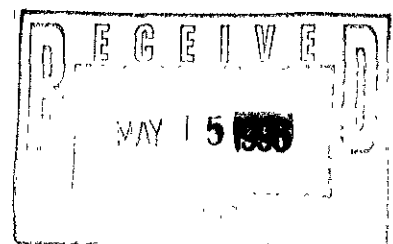
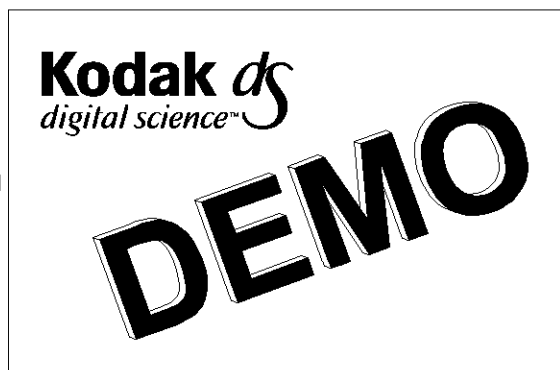
FROM: R. Bruce Seeley
Permits and Development Review
DEPRM

SUBJECT: Zoning Advisory Committee
Meeting Date: May 6, 1996

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s: 410 420
411 421
412 422
413
414
415
416
417

RBS
BRU



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Kodak *ds*
digital science™

DEMO

IN PROBLEMS

/incorrect.

1. No title for person signing for legal owner.

#415 --- MJK

1. Is a violation - should not be filed as "administrative".

#416 --- JLL

1. No telephone number for legal owner.
2. No councilmanic district on folder.

#418 --- MJK

1. No original signatures on petition form.

#419 --- MJK

1. No original signatures on petition form.

#420 --- JJS

1. No review information on bottom of petition form.

#422 --- MJK

1. Need title of person signing for legal owner.
2. Need authorization for person signing for legal owner.
3. Need telephone number for legal owner.
4. Need attorney's signature.

MICROFILMED

April 30, 1996

Over,
call them
about
moving segs.

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PROPOSED CAR PORT
2110 CIDER MICROFILMED

BUILDING PLANS

- 1) 13.5' X 23' X 13' PROPOSED CARPORT
- 2) WOOD FRAME CONSTRUCTION WITH ENGINEERED TRUSSES
- 3) ^{ROOF} SHINGLES TO MATCH EXISTING HOUSE
- 4) BRICK SUPPORT COLUMNS TO MATCH BRICK EXISTING DWELLING.
- 5) 4/12 ^{ROOF} PITCH TO MATCH EXISTING DWELLING ROOF PITCH
- 6) WHITE VINYL SIDING TO MATCH EXISTING DWELLING
- 7) TRIPLE 2' X 10' JOISTS TO SUPPORT ROOF TRUSSES.

ITEM# 410

CURVE S-

JAN 15 1962 at
Case file recorded in liber
J R No. 2010
One of the records of
Baltimore County and ex-
amined, per

SCALE: 1"=50'

AUG. 14, 1961

DEVELOPER:

**EDMONDALE BUILDING CO.
5 NORTH GUILFORD AVE.
BALTIMORE 2 MD.**

96117 R.R.

17EWA# 410

Nº	EAST	NORTH
143	21 52.50	45 05.00
144	21 53.00	45 08.11
145	21 53.00	45 06.08
146	21 54.50	45 03.40

SEVERE CERTIFICATE

INDEX

11/26/68 *Matt Baker*

DAN BIRD CERT PAGE

The requirements of Section 72 b,
Article IV, of The Amendment of
Chapter 24, concerning "graduated fees"
to the creation of the § at have been completed
with

11:01

COGNAMES and last names of persons are
referred to the system of cognames
of the National Central Population
of and are called the following names

The requirements of Section 72-25
Article IV of the Nevada Constitution
and the Nevada Statutes, as amended, require
the recreation of the State have been amended
to

X-1441 E22 224 64 1126722 26
X-1442 E21 212 66 N25 610 29

REYNOLDS BUILDING COMPANY

100

CAT

1000

三、

AMATZ, CHILDS & ASSOCIATES
2129 N. CHARLES ST.
BALTIMORE 18, MD.

1. The first of these is the fact that the number of the
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 10. of the first of these is the fact that the number of the

[illegible]

6. 2. 1931

25-17

12 Copies

Plat to accompany Petition for Zoning ☒ Variance ☐ Special Hearing

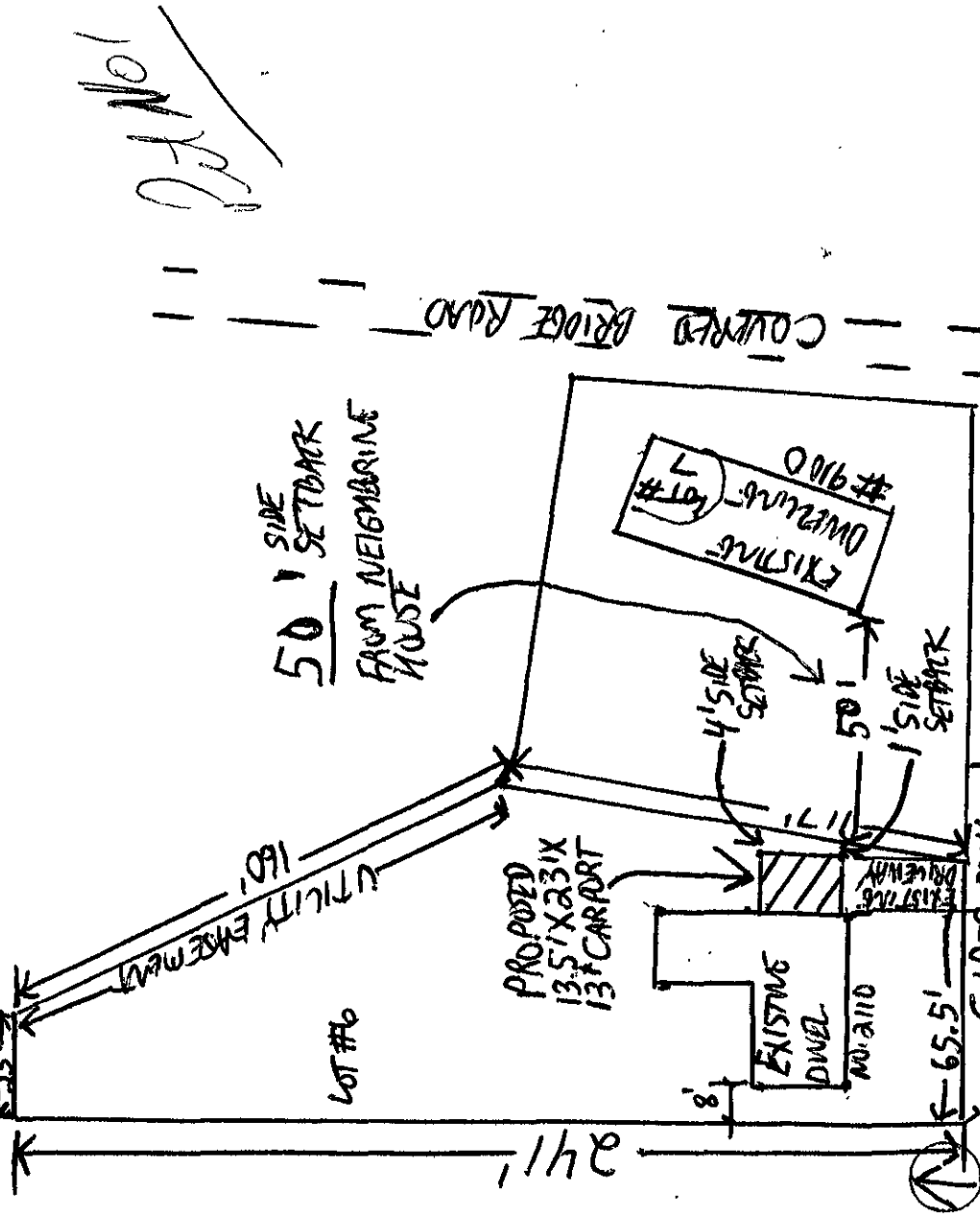
see pages 5 & 6 of the CHECKLIST for additional required information

PROPERTY ADDRESS: 2110 CIDER MILL RD.

Subdivision name: PERRING PARK
plat book # 28, folio # 19, lot # 6, section # 2

96-410-A

OWNER: FLORANCE KISILEWSKI



date: 11/14/96
prepared by: J. Ford

Scale of Drawing: 1" = 50'

LOCATION INFORMATION

Election District: 09

Councilmanic District: 236

1"=200' scale map #: NE 100

Zoning: DR.5.5 18,396

Lot size: 1/2 acre square feet

public private
SEWER: ☒ ☐
WATER: ☒ ☐
Chesapeake Bay Critical Area: ☐ ☒

Prior Zoning Hearings: none

Zoning Office USE ONLY!

reviewed by: ITEM #: CASE #:

R.T. 410

MICROFILMED



N/E S
elevation



N/E
side
elevation



MICROFILMED N/E side elevation



front
elevation



N/E
side,
Front/
side
elevation



side
elevation

MICROFILMED

Application No. 135,653
Written By: SRS:blm

THIS DEED, Made this ----- 23rd ----- day of January: in the year one thousand nine hundred and fifty-eight, by and between JOHN T. LOVE, JR., GEORGE LOVE and E. McCLURE ROUZER, Executors, under the Last will and Testament of John T. Love, deceased, of Baltimore County, in the State of Maryland, parties of the first part; and WILLEM D. VAN ZELM and GRACE W. VAN ZELM, his wife, of Baltimore County, in the State of Maryland, parties of the second part.

WHEREAS, John T. Love, deceased, by his Last will and Testament duly recorded in the Office of the Register of Wills for Baltimore County, in Wills Liber J.P.C. No. 53, folio 47, constituted and appointed the said John T. Love, Jr., George Love and E. McClure Rouzer, Executors of his Will with full power unto said Executors to sell, assign, transfer, and convey the whole or any portion of his estate, as by reference to said Will will more fully appear; and

WHEREAS, the said Executors, in exercise, by virtue and in pursuance of the power and authority so vested in them as aforesaid, have sold unto the said parties of the second part the land and premises hereinafter described, at and for the sum of FORTY-SEVEN THOUSAND FIVE HUNDRED AND 00/100ths Dollars (\$47,500.00), which said sale has been duly reported to and ratified by the Orphans Court of Baltimore County, wherefore these presents are executed.

NOW, THEREFORE THIS DEED WITNESSETH, that for and in consideration of the premises and the sum of FORTY-SEVEN THOUSAND FIVE HUNDRED AND 00/100ths Dollars (\$47,500.00), the receipt of which is hereby acknowledged, the said parties of the first part, Executors, acting by virtue and in pursuance of the power and authority conferred upon them as aforesaid, do hereby grant and convey unto the said parties of the second part, as tenants by the entireties, their assigns, and unto the survivor of them, his or heirs and assigns, in fee simple, all those two lots of ground situate in Baltimore County, in the State of Maryland, and described as follows, that is to say:-

BEGINNING for the first at a point on the fifth or North 75-1/2 degrees East 16.74 perch line of the land described in a Deed from Sarah Robinson MacGill to William H. Winstead and Helen P. Winstead, his wife, dated January 2, 1926 and recorded among the Land Records of Baltimore County, in Liber W.P.C. No. 626, folio 521, etc., of which tract the lot herein described is a part, distant 246.69 feet southwesterly from the intersection of said line with the center line of Boyce Avenue, said point of beginning being at the center of a twenty-five foot avenue described in said Deed, and running thence binding reversely on said fifth line and on the center of said twenty-five foot avenue as now surveyed South 77 degrees 28 minutes West 45.13 feet; thence binding on the center of said twenty-five foot avenue and reversely on the fourth line of said Deed as now surveyed, North 69 degrees 07 minutes West 218 feet; thence North 17 degrees 13 minutes East 205 feet to an iron pipe; thence South 69 degrees 07 minutes East 210 feet to an iron pipe; thence South 2 degrees 48 minutes West 189.10 feet to the place of beginning. Containing 1.10 acres, more or less.

IN RE: PETITION FOR RESIDENTIAL ZONING VARIANCE
W/S Cider Mill Road, 128.31' +/-
E of C/1 Covered Road
2110 Cider Mill Road
9th Election District
6th Councilmanic District
Florence R. Kisielewski, et al
Petitioners

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by Florence R. Kisielewski and Joseph Ford for that property known as 2110 Cider Mill Road in the Perring Park subdivision of Baltimore County. The Petitioners/property owners herein seek a variance from Sections 301.1.A and 208.3 of the Baltimore County Zoning Regulations (BCZR) to permit a carport with a side yard setback of 1 ft. and the sum of both sides of 9 ft., in lieu of the required 8 ft. and 20 ft., respectively. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should, therefore, be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of

Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 23rd day of May, 1996 that the Petition for a Zoning Variance from Sections 301.1.A and 208.3 of the Baltimore County Zoning Regulations (BCZR) to permit a carport with a side yard setback of 1 ft. and the sum of both sides of 9 ft., in lieu of the required 8 ft. and 20 ft., respectively, be and is hereby GRANTED, subject, however, to the following restrictions:

1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.
2. The carport shall remain open on the three exposed sides and shall not be enclosed at any time.
3. When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

LAWRENCE E. SCHMIDT
Zoning Commissioner
for Baltimore County

ORDER RECEIVED FOR FILING
Date 5/23/96
By [Signature]

LES:mmm
enc1.

-2-

Baltimore County Government
Zoning Commissioner
Office of Planning and Zoning

Suite 112 Courthouse
400 Washington Avenue
Towson, MD 21204

(410) 887-4386

May 23, 1996

Mrs. Florence R. Kisielewski
Mr. Joseph Ford
2110 Cider Mill Road
Parkville, Maryland 21234

RE: Petition for Administrative Variance
Case No. 96-410-A
Property: 2110 Cider Mill Road

Dear Mrs. Kisielewski and Mr. Ford:

Enclosed please find the decision rendered in the above captioned case. The Petition for Administrative Variance has been granted, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3353.

Very truly yours,

Lawrence E. Schmidt
Zoning Commissioner

LES:mmm
enc1.

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on Recycled Paper

5/23/96
D10



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 2110 CIDER MILL RD. which is presently zoned RCR 5.5

This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situated in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 301.1A and 208.3 (1955) To allow an open projection (carport) with a side yard setback of 1 ft. and sum of both sides of 9 ft. in lieu of the required 8 ft. and 20 ft., respectively.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following reasons: (Indicate hardship or practical difficulty) [SEE OTHER SIDE]

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Contract Purchaser/Lessee
Type or Print Name
Signature
Address
City State Zipcode
Attorney for Petitioner
Type or Print Name
Signature
Address Phone No
City State Zipcode

Legal Owner(s)
Type or Print Name
Signature
Type or Print Name
Signature
Name Address and phone number of representative to be contacted
Name Address Phone No

A Public Hearing having been requested and/or found to be required it is ordered by the Zoning Commissioner of Baltimore County this 23rd day of May 1996 that the subject matter of this petition be set for a public hearing, advertised as required by the Zoning Regulations of Baltimore County, in two newspapers of general circulation throughout Baltimore County, and that the petition be resubmitted.

Zoning Commissioner of Baltimore County

REVIEWED BY: RJ DATE: 4-23-96

ESTIMATED POSTING DATE: _____

ITEM #: 410

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on Recycled Paper

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with respect thereto.

That the Affiant(s) does/does presently reside at
2110 CIDER MILL RD.
PARKVILLE MD, 21234

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (Indicate zoning or process official)

- 1) THERE ARE SEVERAL OTHER CARPORTS IN NEIGHBORHOOD WITH 1-2 SIDE SETBACKS
- 2) LOT IS LARGE BUT UNUSUALLY NARROW IN PART (55.5') MAKING STANDARD SIDE SETBACKS IMPOSSIBLE TO COMPLY WITH.
- 3) NEIGHBORHOOD HOUSE IS 50' FROM PROPOSED CARPORT PERPENDICULAR LINE, THEREFORE THE CARPORT WILL NOT LOOK TOO CLOSE TO NEIGHBORS HOUSE.
- 4) HOUSE HAS SIDE ENTRANCE LEADING TO PROPOSED CARPORT WHICH WOULD SHIELD 74 YEAR OLD MOTHER ENTERING CAR IN BAD WEATHER.
- 5) PROPOSED CARPORT WILL BLEND WITH EXISTING HOUSE INCLUDING BRICK COLUMNS, AND MATCHING ROOF SHAPES AND SLOPE.

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information.

[Signature] [Signature]
FLORENCE R. KISIELEWSKI JOSEPH FORD

STATE OF MARYLAND, COUNTY OF BALTIMORE, to-wit:

I HEREBY CERTIFY, this 19th day of April, 1996, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared

FLORENCE R. KISIELEWSKI

the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her knowledge and belief.

AS WITNESS my hand and Notarial Seal.

4-19-96

My Commission Expires:

acquired and sworn to me, in my presence, by [Signature] Notary Public, County, State of Maryland.

[Signature]

EXAMPLE 3 -- Zoning Description

3 COPIES

Three copies of the zoning description of your property are required. This is a sample to help you with the description. DO NOT USE THIS FORM FOR "FILL-IN THE BLANK". Type or print the description on 8-1/2" x 11" paper. COPIES OF DEEDS CANNOT BE USED FOR THE DESCRIPTION. The zoning description must be in the following form.

ZONING DESCRIPTION FOR 211 CIDER MILL RD.
(address)

Beginning at a point on the NORTH side of CIDER MILL RD. which is 60' (number of feet of right-of-way width) name of street on which property fronts) wide at the distance of 128.32' EAST of the centerline of the nearest improved intersecting street COVERED RD. (name of street) which is 50' wide. "Being Lot # 6" (number of feet of right-of-way width) Block P, Section # 2 in the subdivision of PERRING PARK (name of subdivision) as recorded in Baltimore County Plat Book 41P 28, Folio # 19, containing 0.423 Ac. Also known as PERRING PARK (property address) and located in the 9 Election District, 6 Councilmanic District.

*If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed Liber Folio" and include the measurements and directions (metes and bounds only) here and on the plat in the correct location.

Typical metes and bounds: N 87° 12' 13" E 321.1 ft. S 18° 03' E 87.2 ft. S 62° 19' 00" W 318 ft. and N 08° 15' 22" W 80 ft. to the place of beginning.

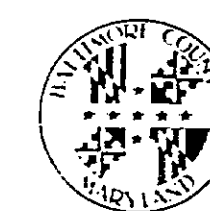
ITEM #410

CERTIFICATE OF POSTING

ZONING DEPARTMENT OF BALTIMORE COUNTY 96-410-A
Towson, Maryland

District 96 Date of Posting 5/10/96
Posted for: Various
Petitioner: Florence Kisielewski & Joseph Ford
Location of property: 2110 CIDER MILL RD. N.H.
Location of Sign: Front of property on property line
Remarks: [Signature]
Posted by: [Signature] Date of return: 5/14/96
Number of Signs: 1

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE-REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT
DATE 4-23-96 ACCOUNT R-001 6150
C10-VARIANCE=\$503
CRS-SIGN=\$355 AMOUNT \$858
RECEIVED FROM J. FORD 96-410-A
FOR ADMIN. VAR.
VALIDATION OR SIGNATURE OF CASHIER
[Signature]



Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighborhood property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

- 1) Posting fees will be accessed and paid to this office at the time of filing.
- 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR

For newspaper advertising:

Item No.: 410 Petitioner: JOSEPH FORD

Location:

PLEASE FORWARD ADVERTISING BILL TO:

NAME: JOSEPH FORD

ADDRESS: 2110 Cider mill rd.

PARKVILLE MD 21234

PHONE NUMBER: 982-2170

Printed with Soybean Ink
on Recycled Paper

12



Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

May 1, 1996

OFFICE OF CASE NUMBER ASSIGNMENT

Re: CASE NUMBER: 96-410-4 (Item 410)
2110 Cider Mill Road
N/S Cider Mill Road, 128.31 +/- 6 of c/l Covered Road
9th Election District - 6th Councilmanic
Legal Owner: Florence R. Kisielewski and Joseph Ford

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before May 5, 1996. The closing date (May 20, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioners. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reporting and newspaper advertising are payable by the petitioner(s).

3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon

Arnold Jablon
Director

cc: Florence R. Kisielewski and Joseph Ford



Baltimore County
Department of Permits and
Development Management

Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

May 15, 1996

Florence R. Kisielewski & Joseph Ford
2110 Cider Mill Road
Parkville, MD 21234

RE: Item No.: 410
Case No.: 96-410-A
Petitioner: Florence Kisielewski

Dear Mrs. Kisielewski:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on May 1, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Joyce Watson in the zoning office (887-3391).

Sincerely,

W. Carl Richards, Jr.
W. Carl Richards, Jr.
Zoning Supervisor

WCR/jw
Attachment(s)

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on Recycled Paper



Maryland Department of Transportation
State Highway Administration

David L. Winstead
Secretary
Hal Kassoff
Administrator

Ms. Joyce Watson
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County
Item No. 410 (410)

Dear Ms. Watson:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Small at 410-545-3581 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

Ronald Burns
Ronald Burns, Chief
Engineering Access Permits
Division

BS/es

My telephone number is _____
Maryland Relay Service for Impaired Hearing or Speech
1-800-735-2258 Statewide Toll Free
Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717
Street Address: 707 North Calvert Street • Baltimore, Maryland 21202

BALTIMORE COUNTY, MARYLAND
INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Permits and Development
Management

DATE: May 2, 1996

FROM: Pat Keller, Director
Office of Planning

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s):

Item Nos. 410-416 and 418-420 *and 421*

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3395.

Prepared by: *Jeffrey W. Long*

Division Chief: *Carol Keller*

PK/JL

ITEM#410A/PZONE/ZAC1

Baltimore County Government
Fire Department



700 East Joppa Road
Towson, MD 21286-5800

Office of the Fire Marshal
(410)887-4880

DATE: 04/14/96

Arnold Jablon
Director
Zoning Administration and
Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF MAY 04, 1996.

Item No.: SEE BELOW

Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time. IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 410, 411, 413, 414, 415, 416, 417, 418, 419, 420, 421 AND 422.

REVIEWER: LT. ROBERT P. SAUERWALD
Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO: PDM
FROM: R. Bruce Seeley
Permits and Development Review
DEPRM
SUBJECT: Zoning Advisory Committee
Meeting Date: *May 4, 1996*

DATE: *5-15-96*

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s: *410 420*
411 421
412 422
413 423
414 424
415 425
416 426
417 427

RBS:sp

BRUCE2/DEPRM/TXTSP

PETITION PROBLEMS

#410 -- RT

1. Notary section is incomplete/incorrect.

#412 -- JJS

1. No title for person signing for legal owner.

#415 -- MJK

1. Is a violation - should not be filed as "administrative".

#416 -- JLL

1. No telephone number for legal owner.
2. No councilmanic district on folder.

#418 -- MJK

1. No original signatures on petition form.

#419 -- MJK

1. No original signatures on petition form.

#420 -- JJS

1. No review information on bottom of petition form.

#422 -- MJK

1. Need title of person signing for legal owner.
2. Need authorization for person signing for legal owner.
3. Need telephone number for legal owner.
4. Need attorney's signature.

April 30, 1996

PROPOSED CAR PORT
2110 CIDER MILL RD

BUILDING PLANS

- 1) 13.5' X 23' X 13' PROPOSED CARPORT
- 2) WOOD FRAME CONSTRUCTION WITH ENGINEERED TRUSSES
- 3) ROOF SHINGLES TO MATCH EXISTING HOUSE
- 4) BRICK SUPPORT COLUMNS TO MATCH BRICK EXISTING DWELLING
- 5) 4/12 ROOF PITCH TO MATCH EXISTING DWELLING ROOF PITCH
- 6) WHITE VINYL SIDING TO MATCH EXISTING DWELLING
- 7) TRIPLE 2' X 10' JOISTS TO SUPPORT ROOF TRUSSES

ITEM#410

*Check
car port
about
existing plans.*



BALTIMORE COUNTY
OFFICE OF PLANNING AND ZONING
PHOTOGRAPHIC MAP

ITEM 410

96-410-A

SCALE	LOCATION	SHEET
1" = 200' ±	CARNEY	N.E. 10-D
DATE OF PHOTOGRAPHY JANUARY (1985)		